

Practitioner's Docket No. 92030/03-701

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Issue application of: David G. MALONE

Application No.: 10/812,837

Group No.:

Filed: 03/30/2004

Examiner:

For: Devices and Methods for Facilitating Controlled Bone Growth or Repair

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is a Preliminary Amendment for this application.

STATUS

2. Applicant is a small entity.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

FEE FOR CLAIMS

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is *mandatory*;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

☒ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

☒ with sufficient postage as first class mail.

37 C.F.R. § 1.10*

☐ as "Express Mail Post Office to Addressee"

Mailing Label No. _____ (mandatory)

TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, (703) _____ - _____.

Nancy J. Moore
Signature

Date: May 28, 2004

Nancy J. Moore

(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)	SMALL ENTITY			
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE		
TOTAL	55	- 20	= 35	x \$ 9.00	= \$		315.00
INDEP.	11	- 3	= 8	x \$ 43.00	= \$		344.00
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM				+ \$ 0.00	= \$		0.00
				TOTAL ADDIT. FEE	\$		659.00

Total additional fee for claims required \$659.00

FEE PAYMENT

5. Authorization is hereby made to charge the amount of \$659.00 to Deposit Account No. 06-0540.

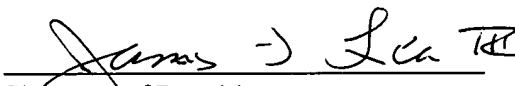
Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of this paper is attached.

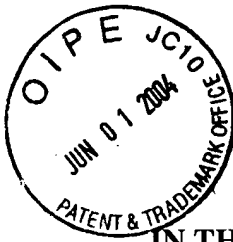
Date: 5-28-04

Reg. No.: 41,143
Tel. No.: (918) 599-0621
Customer No.: 22206

262902.1


Signature of Practitioner

James F. Lea III
FELLERS, SNIDER, BLANKENSHIP,
BAILEY & TIPPENS, P.C.
321 South Boston, Suite 800
Tulsa, OK 74103-3318



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/812,837
Applicant: David G. MALONE
Filed: 03/30/2004
TC/A.U.:
Examiner: Unknown

Confirmation No.:

Docket No.: 92030/03-701
Customer No: 22206

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT

Dear Sir:

Introductory Comments

This preliminary amendment is submitted in connection with the above-identified application. If any additional extension of time fee, or other fee is required by virtue of the filing of this paper, please consider this a general authorization to charge Deposit Account No. 06-0540 for the same.

CERTIFICATION UNDER 37 C.F.R. § 1.8(a)

I hereby certify that, on the date shown below, this correspondence is being deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 with sufficient postage as first class mail.

Date: May 28, 2004

Nancy J. Moore
Nancy J. Moore

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01 FC:2201 344.00 DA
02 FC:2202 315.00 DA